

THIS IS NOT A BURLESQUE SHOW

## CARSON CITY OPERA HOUSE

ONE NIGHT ONLY

FRIDAY NIGHT, FEBRUARY 16, 1906.

Under the Direction of W. McGOWAN

SECOND SUCCESSFUL SEASON OF

Stephen &amp; Linton's

FUNNIEST OF ALL THE MUSICAL FARCE COMEDIES

THE MERRY MUSICAL MIXUP

## MY WIFE'S FAMILY

A Most Laughable Farce—High Class Vaudeville Specialties alone  
Bewitching in Comparison With Other Musical Farce Comedies.  
HEADED BY THE REAL COMEDIANS

APPLETON &amp; PERRY

Supported by the following well known players: Chas. Mitchell, Wm. Hearty, James Parker, Helen McGowan, Mable Hawthorne, Marie Del Vecchio, Edna Ward, Ruby Raymond and others.

WHAT THE MANAGER OF THE OPERA HOUSE SAYS.

I guarantee this attraction as strictly first-class, and one of the best I have booked this season. Will cheerfully refund amount paid for seats to any one at any time during the performance who will come to the box office and say the show is not as represented.

J. P. MEDER, Manager.

## The Eagle Market

Our Meats are the best, if you are not satisfied with the place you are trading call on us. Our motto is "The Best." A pleased patron means a steady customer.

## The Eagle Market

## ANNUAL STATEMENT

Of The Home Insurance Co. of New York.

Capital (paid up).....	\$ 3,000,000 00
Assets .....	21,239,052 88
Liabilities, exclusive of capital and net surplus .....	5,518,551 54

Income	
Premiums .....	8,785,528 49
Other sources .....	853,478 14
Total income, 1905 .....	9,639,006 63

Expenditures	
Losses .....	4,240,249 45
Dividends .....	600,000 00
Other expenditures .....	3,032,720 90
Total expenditures, 1905 .....	7,872,970 35

Business, 1905.	
Risks written .....	1,339,688,280 00
Premiums thereon .....	13,244,369 17
Losses incurred .....	6,137,946 32

Nevada Business	
Risks written .....	318,390 00
Premiums received .....	7,150 53
Losses paid .....	1,983 84
Losses incurred .....	1,983 84

## ANNUAL STATEMENT

Of Business of the Nevada Co. for 1905

Receipts .....	\$132,652 60
Disbursements .....	147,864 57

X. M. Hickey, Cashier

## SPECIAL EXCURSION FROM SAN FRANCISCO TO CITY OF MEXICO AND RETURN. DECEMBER 16th, 1905.

A select party is being organized by the Southern Pacific to leave San Francisco for Mexico City, December 16th, 1905. Train will contain fine vestibule sleepers and dining car, all the way on going trip. Time limit will be sixty days, enabling excursionists to make side trips from City of Mexico to points of interest. On return trip, stopovers will be allowed at points on the main lines of Mexican Central, Santa Fe or Southern Pacific. An excursion manager will be in charge and make all arrangements. Round trip rate from San Francisco \$80.00.

Pullman berth rate to City of Mexico, \$12.00.  
For further information address Information Bureau, 613 Market street, San Francisco Cal.

For Bargains in toys go to Ward's where every article is cut to cost price.

Dill and sweet pickles, India Relish, Chutney Picallilli and Chows, all Heinz goods, best on earth, to be had at Meyers Merc. Co.

## Notice of Application for Permission to Appropriate the Public Waters of the State of Nevada.

Notice is hereby given that on the 12th day of Sept., 1905, in accordance with Section 23, Chapter XLVI, of the Statutes of 1905, one Philip V. Mighels and Frank L. Wildes of Carson, County of Ormsby and State of Nevada, made application to the State Engineer of Nevada for permission to appropriate the public waters of the State of Nevada. Such application to be made from Ash Canyon creek at points in N E 1/4 of S W 1/4 of section 10 T 15 N R 19 E by means of a dam and headgate and five cubic feet per second is to be conveyed to points in N E 1/4 of S W 1/4 of section 11, T 15 N R 19 E, by means of a flume and pipe and there used to generate electrical power. The construction of said works shall begin before June 1, 1906, and shall be completed on or before June 1, 1907. The water shall be actually applied to a beneficial use on or before June 1, 1908.

HENRY THURTELL, State Engineer.

## SCHOOL APPORTIONMENT. STATE OF NEVADA.

Department of Education, Office of Superintendent of Public Instruction.

Carson City, Nevada, July 11, 1905

To the School Officers of Nevada:

Following is a statement of the second semi-annual apportionment of School Moneys for 1905, on the basis of \$6.990202 per census child:

Counties	children	Amt.
Churchill .....	135	\$ 943 68
Douglas .....	317	2,215 90
Elko .....	1,120	7,829 02
Esmeralda .....	217	1,516 57
Eureka .....	389	2,719 20
Humboldt .....	743	5,178 57
Lander .....	315	2,190 51
Lincoln .....	709	4,938 05
Lyon .....	490	3,398 21
Nye .....	255	1,772 56
Ormsby .....	1,120	7,829 02
Storey .....	939	6,548 05
Washoe .....	2,412	16,860 36
White Pine .....	525	3,669 83
Total .....	9,430	\$65,917 61

Joe Platt has received samples of tailor made suits which are, without doubt the finest ever shown in this city. A number of suits have already been made and they are perfect fits in every case. Get your measure taken and do it before the best samples are gone. He guarantees a fit or no pay.

person they were of such a public nature that the members of the community had some interest in them in general with other citizens, and different from what one man ordinarily has in records relating to the private property of others.

An examination of these English authorities and of the expressions of the courts in this country regarding them, which agree with few exceptions, tends to the belief that at Common Law a party could not compel an inspection of the records relating to titles in which he had no personal or public interest. The times are changed and these old cases are not so applicable to our present conditions, or to the rights or needs of abstracting and title guaranty companies, which are of modern origin. The most of the reality in England was held in large estates by the nobility and landed proprietors and more frequently was retained by the owner through life and passed to the eldest son or other heirs. There was not so large a proportion of small holdings in fee nor the activity of sales or frequency of transfer that exists in this country.

During the crystallization of the early Common Law the records in England were in the official language which had been inflicted upon that country by the Caesars, and which was not discernable to the uneducated masses or to many executive officials and professional conveyancers. The part of that language which is still used in conveyancing and which has come to us from the Romans through the mother country has been anglicized or americanized and within the ordinary knowledge of people possessing our advanced common education. There are other words, phrases and legal terms still intelligible to few excepting lawyers and Latin scholars.

In England judgments were not a lien upon land and the seller of realty was required to furnish an abstract which relieved the purchaser from the necessity of examining the records, while the reverse is true in this country. Brown v. Belows, 4 Pick. 133; Espy v. Anderson, 14 Pa. St. 313; Easton v. Montgomery, 90 Cal. 312; Re Pearsons, 98 Cal. 613; Dwight v. Cutter, 3 Mich. 568, 64 Am. D. and cases cited. Conveytor being the rule with us in the absence of a special agreement, it is just and essential to the protection of persons intending to purchase or take encumbrances that they be allowed the right of inspection. Sections 2663 and 2664 before quoted and Grellet v. Hellsborn, 4 Nev. 326; Wilson v. Wilson, 23 Nev. 273 and McCabe v. Gray, 20 Cal. 516, charge subsequent purchasers and mortgagees with notices of every recorded conveyance or writing affecting real estate, and when the statute imposes notice and liability it must by implication extend the right of examination of the records for the protection of any whom are in a position to be injured without such inspection. To charge anyone who may sustain injury with notice of the contents of records, and then deny free access to those contents with which they are charged would be an intolerable mockery in this day and generation, comparable with that perpetrated by the emperor who published his decrees in letters so small on tablets posted so high that they could not be read by the people, and punished for a disobedience of them.

We assume that there is no material dispute between the parties here in relation to the inspection of any record, the examination of which by the public is provided for by the language of the statute, such as those relating to chattel mortgages or newspapers, but that the real issues are regarding the right of relator to examine and copy without charge all records relating to deeds, mortgages, liens and titles to realty, concerning the inspection and copying of the most of which our statutes are silent, and secondly pertaining to the right of the relator to have free access to these when employed by persons interested, to make searches or furnish abstracts.

Relator concedes that the recorder may make proper rules for the conduct of his office. There appears to be a dispute concerning the right to inspect documents filed before they are recorded. As the statute makes these notice upon filing, they are open to examination as soon as filed, the same as records generally, and subject to the same limitations.

The business of furnishing abstracts prepared by professional and expert searchers, and of guaranteeing titles is a legitimate one and meets a want of cautious purchasers desiring to be well assured and guaranteed regarding titles. The tendency in large communities is to concentrate the service which previously was performed by attorneys and conveyancers. Persons having or seeking to acquire an interest in property may examine the records for themselves or exercise their choice in employing an attorney or some one to search for them, or they may have the abstracting company furnish an abstract or guarantee the title, but in the absence of any statute conferring the right, and of any Common Law or other decision warranting it, it is apparent that relator is not entitled to come or examine all the records as sought by his petition. Whether changed conditions and growing demands of the community make it desirable to extend to abstract companies the privilege of copying all the records relating to titles and of duplicating all of these in the offices of the county recorder, is a question of policy and expediency for the Legislature, and not for the courts to determine. The fact that the statute provides for the inspection of some records by any person as indicated, does not authorize us to interpolate similar provisions into other sections relating to the record of conveyances and documents affecting private titles.

It is ordered that a writ of mandate issue directing defendant and respondent, as County Recorder of Nye

County, to allow the petitioner and relator and its agents and employees, free of charge, during regular business hours, to inspect and make memoranda and copies of all files and records in the office of the county recorder of that county, in so far as they relate to any current or pending transactions in which relator is authorized or employed to make searches, furnish abstracts or guarantee titles, by persons owning, having any encumbrance or lien upon, or interest in, or seeking to acquire by purchase, bond, contract, attachment, execution, mortgage, lien or encumbrance any interest in property; the examination and taking of memoranda or copies to be made at such times and under such circumstances as will not prevent the respondent or his assistants from discharging their duties or interfering with the right of other persons to have access to the records.

The privilege sought by relator of inspecting or copying all the records for the purpose of compiling an independent set of abstract books, covering all the property to which the records relate, is denied.

We concur:  
Fitzgerald, C. J.  
Nerross, J.  
Filed Jan. 19, 1906.

Get in Line

A movement was started some time ago to secure suitable chairs for the auditorium in the new school building and the people are slowly but surely coming to the center. Twenty-five chairs have been subscribed for to date and by the time the building is ready there will be the required number. Every citizen who takes an interest in the best building that Carson owns and who believes in the best for our people and the children should place their name on the list. Those who wish to subscribe can leave their names either at this office or at the Carson News. Following is the subscription to date:

J. P. Meder .....	2 chairs
E. B. Yerington .....	2 chairs
Charles Stewart .....	1 chair
Jay B. Fee .....	1 chair
Charles Bray .....	1 chair
A. Livingston .....	2 chairs
H. H. Howe .....	1 chair
Frank Collins .....	1 chair
M. L. Catlin .....	1 chair
Charles Lewis .....	1 chair
Mrs. J. W. Adams .....	1 chair
R. H. Mitchell .....	1 chair
Gray, Reid, Wright .....	1 chair
H. M. Yerington .....	5 chairs
Henry Heidenreich .....	1 chair
J. E. Richardson .....	1 chair
Mrs. H. R. Mighels .....	1 chair
F. E. Meder .....	1 chair

## TOURIST EXCURSION PARTIES TO THE EAST.

## Over the Scenic Line of the World.

If you are going east and want to save money, yet travel with pleasure and comfort, it will pay you to invest our personally conducted tourist excursions. The parties are in charge of a Manager who accompanies the cars through t o St. Louis, Chicago and the Atlantic Coast and gives his personal attention to the welfare of each passenger in his charge. The schedules are arranged so you pass through the world-famed scenery on the Denver and Rio Grande Railroad by daylight. Open top Observation cars (something entirely new) are free to all passengers. Let us know where you are going and we will be glad to give you full information about your trip, the lowest rates of fare and send you free of charge some handsome illustrated books of travel.

W. J. SHOTWELL,

General Agent.

625 Market Street, San Francisco, Cal.

## Cattle and Horses.

The City Marshal gives warning that all loose stock found on the streets from this time on will be impounded. A strict attention to this parties owning stock will take warning ordinance will be enforced and impounding fines will be imposed in every case.

Wm. Kinney,

Marshal.

LADIES: I make from \$18 to \$30 per week and want all to have the same opportunity. The work is very pleasant and will pay you very handsomely for even your spare time. I speak from experience as I have frequently made \$5.00 in a single day. This is no deception. I want no money and will gladly send full particulars to all. Address,

MRS. W. W. MITCHELL,

Box 10, Portland Maine.

## Notice to Hunters.

Notice is hereby given that any person found hunting without a permit on the premises owned by Theodore Winters, will be prosecuted. A limited number of permits will be sold at \$5 for the season or 50 cents for one day.

A. C. WINTERS.

## Liberal Offer.

I beg to advise my patrons that the price of disc records (either Victor or Columbia), to take effect immediately, will be as follows until further notice:

Ten inch disks formerly 70 cents will be sold for 60 cents.

Seven inch records formerly 50c. now 35c. Take advantage of this offer.

C. W. FRIEND.

## ORDINANCE NO. 112.

## On Ordinance for the Licensing of Games and Gambling Devices in Carson City.

The Board of Trustees of Carson City do ordain:

Section 1. Each and every person, firm, company, corporation, or association within the limits of Carson City, who shall carry on as agent, manager, owner or proprietor, any game of faro, roulette, rondo, keno, or any other game not prohibited by the statutes of the State of Nevada, or who shall carry on or operate any nicker-in-the-slot-machine, or who shall carry on or conduct any banking game played with cards, dice or other device, whether the same be played with money, checks, credit or any other valuable thing or representative of value, shall pay for and obtain a city license to carry on such game, and shall pay or each license twenty-five dollars (\$25.00) per month provided that when more than one of said games are carried on in the same room or apartment, whether by the same or different owners, each game so carried on shall be separately licensed; and provided further, that the license imposed by this Ordinance is for the revenue only, and not for the purpose of prohibition, suppression or regulation.

Section 2. The provisions of this Ordinance shall apply to all time on and after October 1, 1905.

Section 3. Ordinance Number 53 and all other ordinances or parts of Ordinances in so far as they conflict with the provisions of this Ordinance are hereby repealed.

President of the Board of City Trustees of Carson City, Nevada.

Attest:  
H. B. Van Etten, Clerk.

## OFFICIAL COUNT OF STATE FUNDS.

## STATE OF NEVADA.

## County of Ormsby, s. s.

W. G. Douglas, and James G. Sweeney, being duly sworn, say they are members of the Board of Examiners of the State of Nevada, that on the 29th day of Jan. '05 they, (after having ascertained from the books of the State Controller the amount of money that should be in the Treasury) made an official examination and count of the money and vouchers for money in the State Treasury of Nevada and found the same correct as follows:

Cash .....	\$288,280 74
Paid coin vouchers not returned to Controller 111,112 18	
Total .....	399,392 92

## State School Fund Securities.

Irredeemable Nevada State

School bond .....

380,000 00

Mass. State 3 per cent

bonds .....

527,000 00

Nevada State Bonds .....

253,700 00

Mass. State 3 1/2 per cent

bonds .....

313,000 00

United States Bonds .....

215,000 00

Total .....

2,098,992 92

W. G. Douglas

James G. Sweeney

Subscribed and sworn before me this

29th day of January, A. D. 1906.

J. Doane,

Notary Public, Ormsby County, Nev.

ANNUAL STATEMENT

Of The State Life Insurance Company Indianapolis, Ind.

Capital (paid up) .....	non-
Assets (admitted) .....	3,160,083 31
Liabilities, exclusive of capital and net surplus .....	2,615,497 63

Income	
Premiums .....	2,046,504 77
Other sources .....	197,125 01
Total income, 1904 .....	2,243,629 78

Expenditures	
Losses .....	300,902 69
Dividends .....	65,240 11
Other expenditures .....	1,950,102 76
Total expenditures, 1904 .....	1,416,245 56

Business, 1904	
Risks written .....	23,276,143 00
Premiums thereon .....	805,648 06
Losses incurred .....	316,885 00

Nevada Business.	
Risks written .....	10,000 00
Premiums received .....	2,852 43
Losses paid .....	5,000 00

W. S. Wynn Secretary.

New lines of footwear arrived daily at Ed. Burlington's Shoe Store. He has been considering the matter by delay in freight but is now arriving daily. You will find the best and best lines of shoes.

ried in his store an. orices are always the lowest. You can save money by purchasing footwear at his store.

For Sale.

Two quartz wagons, one wood and one low wheel wagon, also harness for six horses. House, barn and five lots. Apply at Adam Bay, Street City, Nev.

Quarterly Report.

OFFICE COUNTY AUDITOR Ormsby County, Nevada.

To the Honorable, the Board of County Commissioners, Gentlemen:  
In compliance with the law, I herewith submit my quarterly report showing receipts and disbursements of Ormsby County, during the quarter ending Dec. 30, 1905.

Receipts.

Balance in County Treasury at end of last quarter .....	\$4023 36 1/2
County licenses .....	701 65
Gaming licenses .....	1057 50
Liquor licenses .....	310 20
Fee of Co. officers .....	531 40
Rent of county bldg. .....	250 00
Poll taxes .....	620 40
1st. Instalment taxes .....	14924 21 1/2
Special school tax .....	1710 90 1/2
Slot machine license .....	282 00
Cigarette license .....	42 30
Semi-Annual Set. State Treas .....	531 73
Delinquent taxes .....	23 80 1/2
Sale of horse .....	10 00
Sale of pump .....	13 00
Keep of W. Bowen .....	45 00
Total .....	61,077 36 1/2

Disbursements.

State fund .....	6692 82 1/2
General fund .....	2732 32
Salary fund .....	2290 00
Agl. Assn. Bond Fund, Series A, \$100.00 .....	250 00
Agl. Assn. Bond Fund, Series B \$100.00 .....	400 00
Co. School Fund, Dist. 1 .....	388 95
Co. School fund, Dist. 2 .....	151 20
Co. School fund Dist. 3 .....	30 70
Co. School fund Dist. 4 .....	24 00
State School fund, Dist. 1 .....	2,605 00
State school fund, Dist. 2 .....	160 00
State School fund, dist.3 .....	120 00
State School fund, Dist 4 .....	165 00
Special building .....	5850 00
School library, No. 2 .....	86 00
Total .....	21,968 59 1/2

Re capitulation.

Cash in Treasury October 1905

Receipts from Oct. 1st to Dec 30, 1905 .....	21054 00 1/2
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Disbursements from Oct. 1st to Dec 30, 1905 .....

21968 59 1/2

Balance cash in County Treas.

January 1, 1906 .....

29108 77 1/2

Respectfully submitted,